

P A T E N T

**UNITED STATES PATENT AND TRADEMARK OFFICE**

In re: Richard C. Gunderson Confirmation No.: 1209  
Serial No.: 10/749,499 Examiner: P. Smith  
Filing Date: December 29, 2003 Group Art Unit: 3763  
Docket No.: 1001.1733101 Customer No.: 28075  
For: MEDICAL DEVICE WITH MODIFIED MARKER BAND

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT**

**CERTIFICATE FOR ELECTRONIC TRANSMISSION:**

The undersigned hereby certifies that this paper or papers, as described herein, are being electronically transmitted to the U.S. Patent and Trademark Office on this 7th day of December 2006.

By Kathleen L. Boekley  
Kathleen L. Boekley

Dear Sir:

This paper is in response to the Office Action mailed September 7, 2006, with a shortened statutory period set to expire on December 7, 2006.

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 50-0413.

Please consider the following amendments and/or remarks:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 6 of this paper.